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**From:** Rosenblatt, Daniel [Rosenblatt.Dan@epa.gov]  
**Sent:** 1/21/2020 10:27:37 PM  
**To:** Paisley-Jones, Claire [Paisley-Jones.Claire@epa.gov]; Goodis, Michael [Goodis.Michael@epa.gov]; Conrath, Andrea B [Conrath.Andrea@epa.gov]  
**Subject:** RE: Sources regarding More Restrictive SLNs

Yes – I agree –

I just tried to reach Bob and didn't succeed. So please try and set up a time for discussion.

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**From:** Paisley-Jones, Claire <Paisley-Jones.Claire@epa.gov>  
**Sent:** Tuesday, January 21, 2020 5:16 PM  
**To:** Goodis, Michael <Goodis.Michael@epa.gov>; Rosenblatt, Daniel <Rosenblatt.Dan@epa.gov>; Conrath, Andrea B <Conrath.Andrea@epa.gov>  
**Subject:** RE: Sources regarding More Restrictive SLNs

Hi all,

Maybe we should discuss more with OGC tomorrow.

## Ex. 5 Deliberative Process (DP)

1975 FR document (40 FR 40538 (proposed rule for interim 24(c) regulations. this is found bottom of middle column p. 40541):

### “OTHER STATE AUTHORITY

Section 24(a) provides that a State “may regulate the sale or use of any pesticide or device in the State, but only if and to, the extent the regulation does not permit any sale or use prohibited by this Act”. States do not need EPA certification to exercise this authority. Without certification under section 24(c), a State can impose special limitations or restrictions on the use of an EPA registered pesticide in addition to those imposed through EPA registration, or even bar the use of an EPA registered pesticide within the State. Nevertheless, the proposed regulations would allow States to request and receive certification for such purposes, since with such authority a State can ensure, for example, that any special directions for use within the State are communicated to pesticide users in supplementary labeling.”

What do you all think?

Claire

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**From:** Perlis, Robert <Perlis.Robert@epa.gov>  
**Sent:** Tuesday, January 21, 2020 5:10 PM  
**To:** Paisley-Jones, Claire <Paisley-Jones.Claire@epa.gov>; Garrison, Scott <Garrison.Scott@epa.gov>  
**Cc:** Goodis, Michael <Goodis.Michael@epa.gov>; Rosenblatt, Daniel <Rosenblatt.Dan@epa.gov>; Conrath, Andrea B <Conrath.Andrea@epa.gov>  
**Subject:** RE: Sources regarding More Restrictive SLNs

Claire:

# Ex. 5 Deliberative Process (DP)

Bob

Bob Perlis  
Pesticides and Toxic Substances Law Office  
Office of General Counsel  
US EPA  
(202) 564-5636

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**From:** Paisley-Jones, Claire <[Paisley-Jones.Claire@epa.gov](mailto:Paisley-Jones.Claire@epa.gov)>  
**Sent:** Tuesday, January 21, 2020 8:29 AM  
**To:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Garrison, Scott <[Garrison.Scott@epa.gov](mailto:Garrison.Scott@epa.gov)>  
**Cc:** Goodis, Michael <[Goodis.Michael@epa.gov](mailto:Goodis.Michael@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>; Conrath, Andrea B <[Conrath.Andrea@epa.gov](mailto:Conrath.Andrea@epa.gov)>  
**Subject:** RE: Sources regarding More Restrictive SLNs

Hi Bob,

I hope you had a nice long weekend.

We were wondering when you expect to be able to get back to us with your review. We are trying to get this back to Alex ASAP. It would be helpful for timing to know when to expect your response.

Sorry again for the rush,

Claire Paisley-Jones

Acting Team Leader – Emergency Response Team  
Minor Use and Emergency Response Branch  
U.S. EPA/Office of Pesticide Programs  
One Potomac Yard (7505P)  
2777 S. Crystal Drive  
Arlington, VA 22202  
(703)-308-8070  
[Paisley-Jones.Claire@epa.gov](mailto:Paisley-Jones.Claire@epa.gov)

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**From:** Paisley-Jones, Claire  
**Sent:** Friday, January 17, 2020 2:25 PM  
**To:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Garrison, Scott <[Garrison.Scott@epa.gov](mailto:Garrison.Scott@epa.gov)>  
**Cc:** Goodis, Michael <[Goodis.Michael@epa.gov](mailto:Goodis.Michael@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>; Conrath, Andrea B

<Conrath.Andrea@epa.gov>

**Subject:** RE: Sources regarding More Restrictive SLNs

Thanks for getting back to me.

## **Ex. 5 Deliberative Process (DP)**

Just as an FYI, it appears that Alex is moving on the document again. So I assume that means she wants to get it to the administrator somewhat soon. I totally understand about the time limits today, but hopefully we can get more information to her early next week.

I look forward to hearing more on what you find,

Claire Paisley-Jones

Acting Team Leader – Emergency Response Team  
Minor Use and Emergency Response Branch  
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One Potomac Yard (7505P)  
2777 S. Crystal Drive  
Arlington, VA 22202  
(703)-308-8070  
[Paisley-Jones.Claire@epa.gov](mailto:Paisley-Jones.Claire@epa.gov)

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**From:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>

**Sent:** Friday, January 17, 2020 2:20 PM

**To:** Paisley-Jones, Claire <[Paisley-Jones.Claire@epa.gov](mailto:Paisley-Jones.Claire@epa.gov)>; Garrison, Scott <[Garrison.Scott@epa.gov](mailto:Garrison.Scott@epa.gov)>

**Cc:** Goodis, Michael <[Goodis.Michael@epa.gov](mailto:Goodis.Michael@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>; Conrath, Andrea B <[Conrath.Andrea@epa.gov](mailto:Conrath.Andrea@epa.gov)>

**Subject:** RE: Sources regarding More Restrictive SLNs

Claire:

## **Ex. 5 Deliberative Process (DP)**

# Ex. 5 Deliberative Process (DP)

Bob

Bob Perlis  
Pesticides and Toxic Substances Law Office  
Office of General Counsel  
US EPA  
(202) 564-5636

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**From:** Paisley-Jones, Claire <[Paisley-Jones.Claire@epa.gov](mailto:Paisley-Jones.Claire@epa.gov)>  
**Sent:** Friday, January 17, 2020 10:39 AM  
**To:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Garrison, Scott <[Garrison.Scott@epa.gov](mailto:Garrison.Scott@epa.gov)>  
**Cc:** Goodis, Michael <[Goodis.Michael@epa.gov](mailto:Goodis.Michael@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>; Conrath, Andrea B <[Conrath.Andrea@epa.gov](mailto:Conrath.Andrea@epa.gov)>  
**Subject:** RE: Sources regarding More Restrictive SLNs

Hi Bob,

I got an out of office message from Scott, but it looks like you're working today. We're trying to get back to Alex today about the 24(c) document. I know this is a rush, but I wanted to check and make sure you were actually in the office, and see if we should expect a response from you today. If not we will go ahead and send our response to Alex with a placeholder.

Let us know (and sorry again for the rush),

Claire Paisley-Jones

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One Potomac Yard (7505P)  
2777 S. Crystal Drive  
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(703)-308-8070  
[Paisley-Jones.Claire@epa.gov](mailto:Paisley-Jones.Claire@epa.gov)

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**From:** Paisley-Jones, Claire  
**Sent:** Friday, January 17, 2020 9:31 AM  
**To:** Perlis, Robert <[Perlis.Robert@epa.gov](mailto:Perlis.Robert@epa.gov)>; Garrison, Scott <[Garrison.Scott@epa.gov](mailto:Garrison.Scott@epa.gov)>  
**Cc:** Goodis, Michael <[Goodis.Michael@epa.gov](mailto:Goodis.Michael@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>; Conrath, Andrea B <[Conrath.Andrea@epa.gov](mailto:Conrath.Andrea@epa.gov)>  
**Subject:** FW: Sources regarding More Restrictive SLNs  
**Importance:** High

Hi Bob and Scott,

## Ex. 5 Deliberative Process (DP)

We are still in the process of examining the language in these and documents. The attached summaries are our initial findings, meant primarily as a jumping off point for discussion. We wanted to get your take on these types of statements and how they relate to the current discussion of more restrictive 24(c) registrations.

Thank you,

Claire Paisley-Jones

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2777 S. Crystal Drive  
Arlington, VA 22202  
(703)-308-8070  
[Paisley-Jones.Claire@epa.gov](mailto:Paisley-Jones.Claire@epa.gov)

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**From:** Conrath, Andrea B <[Conrath.Andrea@epa.gov](mailto:Conrath.Andrea@epa.gov)>

**Sent:** Thursday, January 16, 2020 5:53 PM

**To:** Goodis, Michael <[Goodis.Michael@epa.gov](mailto:Goodis.Michael@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>

**Cc:** Paisley-Jones, Claire <[Paisley-Jones.Claire@epa.gov](mailto:Paisley-Jones.Claire@epa.gov)>

**Subject:** Sources regarding More Restrictive SLNs

**Importance:** High

## Ex. 5 Deliberative Process (DP)

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Please let me know if any questions.

FYI, I also attached the FR notices in case you need to refer to them.

Andrea

<< File: summary of sources.docx >> << File: 40 FR 40438 Interim SLN program.pdf >> << File: 44 FR 46414 SLN PropRule 8-7-79.pdf >> << File: 46 FR 2008- SLN Regs 1-7-81.pdf >>

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